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4 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
5 AT TACOMA

6 NICHOLAS CHRISTOPHER BOYD,

7 Plaintiff,

8 v.

9 STATE OF WASHINGTON, et al.,

10 Defendants.

Case No. C19-5897-RBL-TLF

ORDER DISMISSING CLAIMS  
AND DIRECTING TRANSFER

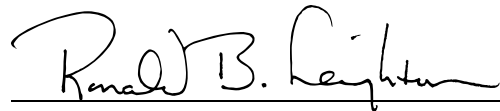
11 THIS MATTER is before the Court on Magistrate Judge Fricke's Report and  
12 Recommendation [Dkt. # 5], recommending that the Court dismiss claims against defendant the  
13 State of Washington, transfer the action to the United States District Court for the Eastern  
14 District of Washington, and defer ruling on plaintiff's application to proceed *in forma pauperis*  
15 (IFP) (Dkt. 4):

- 16 (1) The Magistrate Judge's Report and Recommendation is ADOPTED;  
17 (2) Plaintiff's claims against the State of Washington are DISMISSED;  
18 (3) The case is TRANSFERRED to the United States District Court for the Eastern District  
19 of Washington and the Clerk is directed to take the steps necessary to transfer this case  
20 to the proper district and to remove the case from this Court; and  
21 (4) The Court defers ruling on plaintiff's IFP application (Dkt. 4) to allow the United States  
22 District Court for the Eastern District of Washington to rule on that motion; and  
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1 (5) the Clerk is directed to send copies of this Order to plaintiff, to Magistrate Judge Fricke  
2 and to any other party that has appeared in this action.

3 IT IS SO ORDERED.

4 Dated this 1<sup>st</sup> day of November, 2019.

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8 Ronald B. Leighton  
9 United States District Judge  
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